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9 **UNITED STATES DISTRICT COURT**  
10 **EASTERN DISTRICT OF CALIFORNIA**

11 LEILA ORTIZ, ) Case No.: 1:23-cv-01727-SKO  
12 Plaintiff, )  
13 vs. ) STIPULATION AND UNOPPOSED  
14 ) MOTION FOR AN EXTENSION OF TIME;  
15 MARTIN O'MALLEY, ) ORDER  
16 Commissioner of Social Security,<sup>1</sup> )  
17 Defendant. )  
\_\_\_\_\_  
18

Pending the Court's approval, IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that the time for Defendant to respond to Plaintiff's Motion for Summary Judgment be extended thirty (30) days from May 6, 2024, up to and including June 6, 2024. This is the Defendant's first request for an extension.

This matter was assigned on April 10, 2024. Based on a review of the record, undersigned counsel requires additional time to explore settlement options. Defendant apologizes to the Court for any inconvenience caused by this delay. Undersigned counsel contacted Plaintiff's counsel on May 3, 2024, and he had no objection to this request.

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28 <sup>1</sup> Martin O'Malley became the Commissioner of Social Security on December 20, 2023. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O'Malley should be substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

Respectfully submitted,

Dated: May 3, 2024

/s/ *Christopher J. Reichman\**

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(\*as authorized via e-mail on May 3, 2024)  
CHRISTOPHER J. REICHMAN  
Attorney for Plaintiff

Dated: May 3, 2024

PHILLIP A. TALBERT  
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MATHEW W. PILE  
Associate General Counsel  
Social Security Administration

By: /s/ Noah Schabacker  
NOAH SCHABACKER  
Special Assistant U.S. Attorney  
  
Attorneys for Defendant

## ORDER

Pursuant to the parties' stipulation (Doc. 17), IT IS SO ORDERED that Defendant shall have an extension, up to and including June 6, 2024, to respond to Plaintiff's Motion for Summary Judgment. Plaintiff's optional reply may be filed on or before June 20, 2024.

IT IS SO ORDERED.

Dated: **May 6, 2024**

/s/ Sheila K. Oberto